

1 CLAUDIA CENTER – 158255
SILVIA YEE – 222737
2 DISABILITY RIGHTS EDUCATION AND DEFENSE FUND
3075 Adeline Street, Suite 210
3 Berkeley, California 94703
Telephone: (510) 644-2555
4 Email: ccenter@dredf.org
syee@dredf.org

5 ERNEST GALVAN – 196065
6 MICHAEL S. NUNEZ – 280535
ROSEN BIEN GALVAN & GRUNFELD LLP
7 101 Mission Street, Sixth Floor
San Francisco, California 94105-1738
8 Telephone: (415) 433-6830
Facsimile: (415) 433-7104
9 Email: egalvan@rbgg.com
mnunez@rbgg.com

10 Attorneys for Plaintiffs

11
12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA, OAKLAND DIVISION
14

15 GRACE SMITH and RUSSELL
16 RAWLINGS, on behalf of themselves and
all others similarly situated, and
17 CALIFORNIA FOUNDATION FOR
INDEPENDENT LIVING CENTERS, a
California nonprofit corporation,

18 Plaintiffs,

19 v.

20 CALIFORNIA HEALTH AND HUMAN
21 SERVICES AGENCY; and CALIFORNIA
DEPARTMENT OF MANAGED
22 HEALTH CARE, KAISER
FOUNDATION HEALTH PLAN, INC.

23 Defendants.
24
25
26
27
28

Case No. 4:21-cv-07872-HSG

**JOINT STATUS REPORT RE:
KAISER ARBITRATION**

Judge: Hon. Haywood S. Gilliam, Jr.

Action Filed: October 7, 2021
Trial Date: None Set

1 The parties to the above-entitled action jointly submit this JOINT STATUS
2 REPORT RE: KAISER ARBITRATION pursuant to this Court's Order Granting Motion
3 to Compel Arbitration, ECF No. 66, dated September 27, 2022.

4 The Court granted Kaiser's motion to compel arbitration of Plaintiffs' claims and
5 stayed the claims against Kaiser pending resolution of the arbitration. The Court also
6 directed the parties "to file a joint status report regarding the status of the arbitration with
7 Kaiser beginning 120 days from the date of this order and continuing every 120 days
8 thereafter unless otherwise ordered." *Id.* at 10.

9 Plaintiffs have not yet commenced the Kaiser arbitrations, but are preparing to do so
10 with their Counsel.

11
12 DATED: January 25, 2023

ROSEN BIEN GALVAN & GRUNFELD LLP

13 By: /s/ Ernest Galvan

14 Ernest Galvan

15 Attorneys for Plaintiffs

16
17
18 DATED: January 25, 2023

SHEPPARD MULLIN RICHTER & HAMPTON
LLP

19 By: /s/ A. Alexander Kuljis

20 A. Alexander Kuljis

21 Attorneys for Defendant Kaiser Foundation
22 Health Plan, Inc.

23 **FILER'S ATTESTATION**

24 Pursuant to Civil Local Rule 5-1(i), I, Ernest Galvan, attest that concurrence in the
25 filing of this document has been obtained.

26 DATED: January 25, 2023

/s/ Ernest Galvan

27 Ernest Galvan